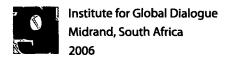
THE SOUTHERN AFRICAN DEVELOPMENT COMMUNITY

The organisation, its policies and prospects

Gabriël H Oosthuizen



OUTLINE

Contents	6
About the author	17
Acknowledgements	18
Glossary and abbreviations	19
Map, tables and boxes	33
Preface	35
Introduction	37
Chapter 1: SADC's history	51
Chapter 2: SADC today: some general features	117
Chapter 3: SADC's main institutions and office-bearers	185
Chapter 4: Socioeconomic co-operation	227
Chapter 5: Political and security co-operation	277
Chapter 6: Conclusion	313
Endnotes	329
References and web links	381

Acknowledgements Glossary and abbreviations Glossary Abbreviations Map, tables and boxes Map Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts 1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS 1.2 1980–92: the FLS, SADCC, and the wrath of South Africa	18 19 19 24 33 33 34 35 37
Glossary Abbreviations Map, tables and boxes Map Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts 1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	19 24 33 33 33 34 35
Glossary Abbreviations Map, tables and boxes Map Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts 1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	24 33 33 34 35 37
Abbreviations Map, tables and boxes Map Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts 1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	33 33 33 34 35
Map Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	33 33 34 35
Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	33 34 35 37
Tables Boxes Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	34 35 37
Preface Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	35 37
Introduction Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	37
Chapter outline Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	
Approach, shortcomings, sources, and other notes Terms and concepts SADC's history The 1960s and 1970s: independence, conferences, a club, and the FLS	39
Terms and concepts 1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	
1 SADC's history 1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	42
1.1 The 1960s and 1970s: independence, conferences, a club, and the FLS	45
	51
1.2 1980–92: the FLS, SADCC, and the wrath of South Africa	· 53
	59
1.3 1992—2001: the troubled and unsettled early SADC and OPDS	70
1.4 2001 and later: organisational reform, progress in socioeconomic and political and security matters, and another beginning	99
2 SADC today: some general features	117
2.1 SADC's establishment, headquarters, and dissolution	
2.1.1 Establishment and dissolution	119
2.1.2 Headquarters	119 119

			CONTENTS	
2.2	SADC's	s legal status and identity	120	
	2.2.1	International identity, rights, and obligations	120	
	2.2.2	National rights and obligations	120	
2.3	SADC's	s vision, mission, objectives, and general principles	120	
	2.3.1	Vision and mission	120	
	2.3.2	General socioeconomic and political and security objectives	121	
	2.3.3	General principles	122	
2.4		strategies, SADC Common Agenda, areas of co-operation, priority ention areas, and implementation responsibilities and principles	122	
	2.4.1	Broad strategies	122	
	2.4.2	SADC Common Agenda	123	
	2.4.3	Achievement of SADC's objectives: responsibilities of member states	123	
	2.4.4	Areas of co-operation and priority intervention areas	123	
	2.4.5	Implementation principles	124	
2.5	The RI	SDP, SIPO, SADC Programme of Action, and SADC projects	. 125	
	2.5.1	The RISDP and its priority intervention areas, implementation framework, business plans, and project concept notes	125	
•		Priority intervention areas	126	
		RISDP implementation framework	126	
		RISDP business plans and project concept notes	126	
	2.5.2	The SIPO	127	
	2.5.3	The SADC Programme of Action and SADC projects	127	
2.6		nplementation, monitoring, and evaluation of SADC's programmes rojects	130	
	2.6.1	Implementation	130	
		SADC and member states	130	
		Other actors	131	
	2.6.2	Monitoring and evaluation	133	
		RISDP	133	
		SIPO	133	
	2.6.3	Implementation, monitoring, and evaluation: practical difficulties	134	
2.7	Memb	pership of SADC: admission and withdrawal	134	
	2.7.1	Admission	134	
		August 2003/2004 admission criteria	135	
		August 2003 admission procedures	136	
		Involvement of the OPDS	137	,
	2.7.2	Withdrawal	137	

2.8	SADC ti	reaties: general issues	138
	2.8.1	SADC's founding treaty	138
		Depositary matters, and failure to register SADC treaties	138
	2.8.2	Other SADC treaties: general issues	142
		Approval, adoption, signature, ratification, accession, reservations	142
		Depositary matters, registration, only state parties bound	142
		Amendments	142
		Withdrawal, denunciation, termination	143
	2.8.3	Member states' treaties with non-SADC states and organisations,	144
		and their participation in other regional schemes	
	2.8.4	SADC treaties in the pipeline	145
2.9	Organis	sational agreements	146
	2.9.1	Agreements governed by national law	147
	2.9.2	Agreements governed by international law	147
	2.9.3	Observers to the Secretariat	147
2.10	SADC's	external relations	148
	2.10.1	Formal bases, general purposes, responsible institutions, and conditions	148`
	2.10.2	Relations with COMESA and the IRCC	149
	2.10.3	Relations with the AU and NEPAD	150
		AU and AEC	150
		NEPAD	151
	2.10.4	Relations with the UN	152
	2.10.5	Relations with the WTO	152
	2.10.6	Relations with the EU	155
		Political co-operation, Berlin Initiative	155
		Trade, economic and development co-operation, and EPA negotiations	158
	2.10.7	Relations with the United States	159
	2.10.8	Relations with China, India, ASEAN, and Asia in general	160
		India	160
		China	160
		ASEAN and Asia in general	160
	2.10.9	Relations with other bodies, and SADC candidates for international vacancies	161
		International Civil Aviation Organisation	161
		Gulf Co-operation Council	161
		ADB and regional candidates for international positions generally	161
2.11	SADC's	powers and the cession of sovereignty to it by the member states	162
2.12	SADC i	nstitutions and bodies: general issues	163
	2.12.1	Bases of establishment	163

163
164
164
164
164
164
165
165
165
168
s to treaties 168
168
169
170
and immunities 170
171
with Botswana 171
172
172
172
173
173
173
174
175
176
176
177
177
. 177
178
178
178
178
179

		Property	179
		Responsible institutions	179
	2.18.2	Some facts and figures	179
		Co-ordination and development activities	179
		Membership contribution formula	180
		Secretariat, OPDS, RPTC, Tribunal	180
	2.18.3	Foreign donor funding	181
		EU's funding objectives	181
		Funding figures	181
		Funding problems, basket funding, donor co-ordination, new partnerships	182
		Increased ODA	183
2.19	Langu	ages	183
3 SA	ADC's ma	ain institutions and office-bearers	185
3.1	The SA	DC chairperson and deputy chairperson	187
3.2	The tro	oika system, quorum, decision-making, and rules	187
3.3	The Su	mmit	188
	3.3.1	Functions and powers	188
		General role	188
		Appointments, elections, admissions, membership contribution formula	188
		OPDS	188
		Tribunal, sanctions	188
		Creation and dissolution of institutions	189
	3.3.2	Meetings, chairpersons, troika, decision-making, and enforcement action	190
		Meetings, quorum, troika system	190
		Decision-making, exceptions to consensus rule	190
		Decision on enforcement action	191
3.4	The Co	uncil of Ministers	191
	3.4.1	Functions and powers	191
		Policy advice and oversight	191
		SADC membership, institutional development	192
		Appointments	192
		Staffing, general administration	192
		Financial matters	192
		Other functions and powers, reforms, overlapping responsibilities	193
	3.4.2	Meetings, chairpersons, troika, and decision making	193

3.5	The Int	tegrated Committee of Ministers	193
	3.5.1	Functions, powers, and meetings	193
		Oversight, monitoring, policy guidance, meetings	193
		Decision-making, policy changes	193
		Creation of bodies, reporting responsibility	194
	3.5.2	Composition, chairpersons, troika, quorum, decision-making, and possible reforms	194
		Composition, troika, meetings, quorum, decisions	194
		Possible reforms	194
3.6	The St	anding Committee of Officials	194
3.7	The Se	cretariat and executive secretary	195
	3.7.1	The Secretariat	195
		Overall responsibilities, evolving structure	195
		Policy matters, RISDP	195
		General administration, promotion, research, decision implementation	195
		Financial administration	196
		OPDS, TNF, SADC—EU EPA talks	196
		Sanctions	196
	3.7.2	The executive secretary	196
		Appointment	196
		Consultation, co-ordination, liaison, guidance, support	196
		Representation, promotional activities	197
		Administration and other treaty-related responsibilities	197
		Finances	197
		Staff matters	197
		Other functions and powers	198
	3.7.3	Staff and basic structure of the Secretariat	198
		Incomplete restructuring, recruitment of staff	198
		Basic structure	198
		The politics and security department	199
		The four directorates	200
		The TIFI directorate	200
		The IS directorate	202
		The FANR directorate	203
		The SHDSP directorate	204
3.8	SADC	National Committees and related national structures	205
	3.8.1	Formal provisions, and national structures	205
		The treaty SNCs, committees, national secretariats	205
		SNC quidelines	206

		SADC national contact points, SNC unit, RISDP implementation	207
		Funding	207
	3.8.2	SNCs in practice	207
3.9	The Tril	bunal	208
	3.9.1	Jurisdiction, applicable law, decisions, enforcement, and human rights	209
		Jurisdiction	209
		Applicable law	210
		Decisions	211
		Adherence to and enforcement of decisions	211
		Human rights _	212
	3.9.2	Composition, structure, staffing, independence, and funding	212
		Judges	212
		Structure, other staff	213
		Independence	213
		Budget	213
3.10	The Or	gan on Politics, Defence and Security	213
	3.10.1	Objectives and principles	214
	3.10.2	Basic structure, the troika, quorum, and decision-making	217
		Basic structure	217
		Troika	217
		Rules, consensus, quorum	218
		Non-signature, non-ratification	218
	3.10.3	The OPDS chairperson	218
		Selection, office of chairperson	218
		Functions, powers	218
		Role of the Summit	220
	3.10.4	The Ministerial Committee	220
		Composition	220
		Functions, powers	220
	3.10.5	The Inter-State Politics and Diplomacy Committee, and the Inter-State	221
		Defence and Security Committee	
		Composition, chairpersons, subsidiary bodies	221
		ISPDC	221
		ISDSC	221
		ISPDC, ISDSC, MC, chairperson	224
		Meetings	224
	3.10.6	Funding, treaty disputes, and other OPDS matters	224
	3.10.7	Overlapping responsibilities: the ISDSC and ISPDC, and OPDS and CoM	224
	3.10.8	The MC, ISPDC, and ISDSC: possible reforms	225

3.11	SADC o	committee of ambassadors/high commissioners	226		
4 S	ocioeco	nomic co-operation	227		
4.1	Bases	of socioeconomic co-operation	229		
4.2		portance of the RISDP, policy uncertainties, socioeconomic projects, ational development plans	229		
4.3	The RI	SDP priority intervention areas	230		
4.4	•	eration objectives, strategies, responsibilities, and general oplementation principles	230		
	4.4.1	Socioeconomic co-operation objectives	230		
	4.4.2	Strategies and responsibilities	231		
	4.4.3	Implementation principles and general principles	231		
4.5	Releva	nt SADC institutions, and projects	231		
4.6	Challe	nges to RISDP implementation, and integration and development enablers	232		
	4.6.1	Challenges to RISDP implementation	232		
	4.6.2	Integration and development enablers	232		
4.7	Povert	ry eradication	232		
	4.7.1	Overall goal and related targets	233		
	4.7.2	Strategies	233		
4.8	HIV ar	nd AIDS	234		
	4.8.1	Overall goal and related targets	235		
	4.8.2	Focal intervention areas, and five main strategies	235		
		Policy development and harmonisation	235		
		Capacity-building and mainstreaming	237		
		Facilitating a technical response, resource networks, collaboration, and co-ordination	237		
		Resource mobilisation	237		
		Monitoring and evaluation	238		
4.9	Foods	Food security			
	4.9.1	Overall goal	239		
	4.9.2	Food availability	239		
	4.9.3	Safe and nutritious food, and access to it	240		
	4.9.4	Disaster preparedness	241		
	4.9.5	Institutional capacity-building	242		

	4.9.6	Multilateral trade, and national budget allocations	242
4.10	Humar	resource development: education and training	242
	4.10.1	Overall goal and targets	243
	4.10.2	Policies and strategies	243
	4.10.3	The RISDP and the education protocol	244
	4.10.4	Implementation	244
4.11	Gende	•	245
4.12	Infrasti	ructure support (water, transport, and development corridors)	246
	4.12.1	Water	246
	4.12.2	Transport	247
	4.12.3	Development corridors and spatial development initiatives	248
4.13	ICT		248
4.14	Econor	nic integration	249
	4.14.1	Overall goal	250
	4.14.2	Reasons for intervention, and main features of SADC trade, finance,	250
		investment, mining, and industry sectors	
	4.14.3		263
	4.14.4		263
		Goods and services market integration	265
		Financial and capital markets	265
		Deeper monetary co-operation	266
		Macroeconomic convergence	266
		Increasing intra-SADC investment and FDI levels	266
		Enhancement of productive competitiveness	266
	4445	International agreements	267
	4.14.5	SADC's trade integration agenda: the EPA talks, and the overlapping membership issue	267
		EPA talks and the split in SADC	268
		Overlapping membership issue and the split in the EPA talks: challenges to SADC's unity?	272
<u>5 P</u>	olitical	and security co-operation	277
5.1	Bases	of political and security co-operation	279
5.2	Reaso	ns for co-operation	279

Organi	ised crime, corruption, drugs, and firearms	308
5.9.1	Drugs and related matters	308
5.9.2	Corruption	309
5.9.3	Firearms	310
Conclusi	on	313
Inotes		329
oduction		331
pter 1		334
pter 2		341
pter 3		357
pter 4		366
pter 5		371
pter 6		379
ferences	and web links	381
Interv	ewees	383
Officia	I SADC/C sources	384
2.1	Records of meetings	384
2.2	SADC/C and SADC/C-related communiqués, declarations, and other agreements	385
	2.2.1 Summit communiqués	385
	2.2.2 Other communiqués, declarations, and statements	385
2.3	Other official SADC and SADC-related sources	386
Books	, reports, articles, web documents, and other sources	387
Web li	inks	400
	5.9.1 5.9.2 5.9.3 Conclusion Inotes oduction pter 1 pter 2 pter 3 pter 4 pter 5 pter 6 ferences Intervi Officia 2.1 2.2 2.3 Books	5.9.2 Corruption 5.9.3 Firearms Conclusion Inotes Oduction pter 1 pter 2 pter 3 pter 4 pter 5 pter 6 Ferences and web links Interviewees Official SADC/C sources 2.1 Records of meetings 2.2 SADC/C and SADC/C-related communiqués, declarations, and other agreements 2.2.1 Summit communiqués 2.2.2 Other communiqués